



Rep. William Davis

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1 AMENDMENT TO SENATE BILL 3186

2 AMENDMENT NO. _____. Amend Senate Bill 3186 by replacing
3 everything after the enacting clause with the following:

4 "ARTICLE 5. AMENDATORY PROVISIONS

5 Section 5-5. The State Fair Act is amended by changing
6 Section 6 as follows:

7 (20 ILCS 210/6) (from Ch. 127, par. 1706)

8 Sec. 6. Policies, procedures, and powers concerning the
9 operation of fairs.

10 (a) Policies. The Department shall, pursuant to the
11 Illinois Administrative Procedure Act, establish by rule:

12 (1) the policy for the operation of the Illinois State
13 Fair and the DuQuoin State Fair, except those operations
14 regarding contests as provided for in subparagraphs (b) and
15 (c) of this Section, and

1 (2) the policies and procedures for the sale, barter,
2 or exchange of tickets and for ticket refunds for cancelled
3 events.

4 (b) Contests. The Department shall establish and make
5 available, for all contestants and other interested persons,
6 sufficient copies of a premium book or other publication that
7 establishes the kinds and classes of events or exhibits for
8 contests at the fairs, the conditions under which contestants
9 shall be entered into contests, the qualification and
10 disqualification requirements of contests, the drug testing
11 requirements for contests (if applicable), the premiums to be
12 offered to contest winners, the manner in which certificates of
13 award shall be distributed and premiums paid to contest
14 winners, the penalty for violations of a rule, condition,
15 instruction, or directive, and requirements of contests,
16 including but not limited to the return of all premiums paid,
17 the forfeiture of awards, and the prohibition of participating
18 in future contests, and all other rules and requirements for
19 contests. These rules, conditions, instructions, directives,
20 and requirements shall be exempt from the rulemaking procedures
21 of the Illinois Administrative Procedure Act. All such
22 publications issued by the Department that relate to a contest,
23 event, or exhibit shall be maintained as a public record at the
24 Department's principal office in Springfield, Illinois, and
25 made available for public inspection and copying during regular
26 business hours.

1 (c) Fees. The Department shall establish and publish for
2 the Illinois State Fair and the DuQuoin State Fair a schedule
3 of admission fees, entry fees, concession fees, space rentals
4 and other fees for activities offered or provided at each State
5 Fair. These schedules of fees shall be maintained as a public
6 record at the Department's principal office in Springfield,
7 Illinois, and made available for public inspection and copying
8 during regular business, but shall be exempt from the
9 rulemaking procedures of the Illinois Administrative Procedure
10 Act.

11 (d) Facilities. The Department may negotiate and enter into
12 contracts for activities and use of facilities for which there
13 is not an established or published schedule. The contract
14 criteria shall be established by rule, pursuant to the Illinois
15 Administrative Procedure Act. The Department may lease any of
16 its facilities for activities during the State Fair.

17 (e) Advertising. The Illinois State Fair in Springfield and
18 the DuQuoin State Fair shall have the power and authority to
19 sell or exchange advertising rights in all of its publications
20 and printed materials. The sale of advertising shall be subject
21 to the rules promulgated by the Department, pursuant to the
22 Illinois Administrative Procedure Act. All income derived from
23 the sale of advertising at the Illinois State Fair in
24 Springfield shall be deposited into the Illinois State Fair
25 Fund. All income derived from the sale of advertising at the
26 DuQuoin State Fair shall be deposited into the Agricultural

1 Premium Fund.

2 (f) Veterans. On the day set aside as Veterans Day,
3 honorably discharged veterans and members of their families
4 shall be admitted without admission charge upon presentation of
5 identification of any of the following: honorable discharge
6 certificate, or photostatic copy thereof, or a paid up
7 membership card in any recognized veterans organization.

8 (g) Government functions. The Governor, Lieutenant
9 Governor, Attorney General, Secretary of State, Treasurer,
10 Comptroller, President and Minority Leader of the Senate, and
11 Minority Leader of the House of Representatives shall be
12 afforded space for official governmental functions, without
13 charge, during the State Fair and the DuQuoin State Fair.

14 (Source: P.A. 93-1055, eff. 11-23-04.)

15 (20 ILCS 1305/10-6 rep.)

16 Section 5-10. The Department of Human Services Act is
17 amended by repealing Section 10-6.

18 (20 ILCS 2310/2310-358 rep.)

19 (20 ILCS 2310/2310-399 rep.)

20 (20 ILCS 2310/2310-403 rep.)

21 Section 5-15. The Department of Public Health Powers and
22 Duties Law of the Civil Administrative Code of Illinois is
23 amended by repealing Sections 2310-358, 2310-399, and
24 2310-403.

1 (30 ILCS 105/5.599 rep.)

2 (30 ILCS 105/5.639 rep.)

3 (30 ILCS 105/5.647 rep.)

4 (30 ILCS 105/5.748 rep.)

5 Section 5-20. The State Finance Act is amended by repealing
6 Sections 5.599, 5.639, 5.647, and 5.748.

7 (35 ILCS 5/507AA rep.)

8 (35 ILCS 5/507BB rep.)

9 (35 ILCS 5/507HH rep.)

10 (35 ILCS 5/507II rep.)

11 (35 ILCS 5/507TT rep.)

12 Section 5-25. The Illinois Income Tax Act is amended by
13 repealing Sections 507AA, 507BB, 507HH, 507II, and 507TT.

14 ARTICLE 10. MANDATE RELIEF

15 (20 ILCS 627/Act rep.)

16 Section 10-5. The Electric Vehicle Act is repealed.

17 Section 10-10. The Capital Spending Accountability Law is
18 amended by changing Section 805 as follows:

19 (20 ILCS 3020/805)

20 Sec. 805. Reports on capital spending. On the 45th ~~first~~

1 day following the end of each quarterly period in each fiscal
2 year, the Governor's Office of Management and Budget shall
3 provide to the Comptroller, the Treasurer, the President and
4 the Minority Leader of the Senate, and the Speaker and the
5 Minority Leader of the House of Representatives a report on the
6 status of all capital projects in the State. The report shall
7 ~~may~~ be provided in ~~both written and~~ electronic format. The
8 report must include all of the following:

9 (1) A brief description or stated purpose of each
10 capital project where applicable (as referred to in this
11 Section, "project").

12 (2) The amount and source of funds (whether from bond
13 funds or other revenues) appropriated for each project,
14 organized into categories including roads, mass transit,
15 schools, environment, civic centers and other categories
16 as applicable (as referred to in this Section, "category or
17 categories"), with subtotals for each category.

18 (3) The date the appropriation bill relating to each
19 project was signed by the Governor, organized into
20 categories.

21 (4) The date the written release of the Governor for
22 each project was submitted to the Comptroller or is
23 projected to be submitted and, if a release for any project
24 has not been submitted within 6 months after its
25 appropriation became law, an explanation why the project
26 has not yet been released, all organized into categories.

1 (5) The amount of expenditures to date by the State
2 relating to each project and estimated amount of total
3 State expenditures and proposed schedule of future State
4 expenditures relating to each project, all organized into
5 categories.

6 (6) A timeline for completion of each project,
7 including the dates, if applicable, of execution by the
8 State of any grant agreement, any required engineering or
9 design work or environmental approvals, and the estimated
10 or actual dates of the start and completion of
11 construction, all organized into categories. Any
12 substantial variances on any project from this reported
13 timeline must be explained in the next quarterly report.

14 (7) A summary report of the status of all projects,
15 including the amount of undisbursed funds intended to be
16 held or used in the next quarter.

17 (Source: P.A. 98-692, eff. 7-1-14.)

18 ARTICLE 15. GOVERNMENT EFFICIENCY

19 Section 15-5. The Illinois Act on the Aging is amended by
20 changing Section 4.06 as follows:

21 (20 ILCS 105/4.06)

22 Sec. 4.06. Minority Senior Citizen Program. The Department
23 shall develop a program to identify the special needs and

1 problems of minority senior citizens and evaluate the adequacy
2 and accessibility of existing programs and information for
3 minority senior citizens. The Department shall coordinate
4 services for minority senior citizens through the Department of
5 Public Health, the Department of Healthcare and Family
6 Services, and the Department of Human Services.

7 The Department shall develop procedures to enhance and
8 identify availability of services and shall promulgate
9 administrative rules to establish the responsibilities of the
10 Department.

11 The Department on Aging, the Department of Public Health,
12 the Department of Healthcare and Family Services, and the
13 Department of Human Services shall cooperate in the development
14 and submission of an annual report on programs and services
15 provided under this Section. The joint report shall be filed
16 with the Governor and the General Assembly no later than 6
17 months after the close of each fiscal year ~~on or before~~
18 ~~September 30 of each year.~~

19 (Source: P.A. 95-331, eff. 8-21-07.)

20 (20 ILCS 605/605-337 rep.)

21 Section 15-10. The Department of Commerce and Economic
22 Opportunity Law of the Civil Administrative Code of Illinois is
23 amended by repealing Section 605-337.

24 Section 15-15. The Outdoor Recreation Resources Act is

1 amended by changing Section 2a as follows:

2 (20 ILCS 860/2a) (from Ch. 105, par. 532a)

3 Sec. 2a. The Department of Natural Resources ~~Historic~~
4 ~~Preservation Agency~~ is authorized to have prepared with the
5 Department of Commerce and Economic Opportunity and to
6 maintain, and keep up-to-date a comprehensive plan for the
7 preservation of the historically significant properties and
8 interests of the State.

9 (Source: P.A. 94-793, eff. 5-19-06.)

10 (20 ILCS 1305/10-32 rep.)

11 Section 15-20. The Department of Human Services Act is
12 amended by repealing Section 10-32.

13 (20 ILCS 2505/2505-550 rep.)

14 Section 15-25. The Department of Revenue Law of the Civil
15 Administrative Code of Illinois is amended by repealing Section
16 2505-550.

17 (20 ILCS 2605/2605-580 rep.)

18 Section 15-30. The Department of State Police Law of the
19 Civil Administrative Code of Illinois is amended by repealing
20 Section 2605-580.

21 Section 15-35. The State Finance Act is amended by changing

1 Section 5k as follows:

2 (30 ILCS 105/5k)

3 Sec. 5k. Cash flow borrowing and general funds liquidity;
4 FY15.

5 (a) In order to meet cash flow deficits and to maintain
6 liquidity in the General Revenue Fund and the Health Insurance
7 Reserve Fund, on and after July 1, 2014 and through June 30,
8 2015, the State Treasurer and the State Comptroller shall make
9 transfers to the General Revenue Fund and the Health Insurance
10 Reserve Fund, as directed by the Governor, out of special funds
11 of the State, to the extent allowed by federal law. No such
12 transfer may reduce the cumulative balance of all of the
13 special funds of the State to an amount less than the total
14 debt service payable during the 12 months immediately following
15 the date of the transfer on any bonded indebtedness of the
16 State and any certificates issued under the Short Term
17 Borrowing Act. At no time shall the outstanding total transfers
18 made from the special funds of the State to the General Revenue
19 Fund and the Health Insurance Reserve Fund under this Section
20 exceed \$650,000,000; once the amount of \$650,000,000 has been
21 transferred from the special funds of the State to the General
22 Revenue Fund and the Health Insurance Reserve Fund, additional
23 transfers may be made from the special funds of the State to
24 the General Revenue Fund and the Health Insurance Reserve Fund
25 under this Section only to the extent that moneys have first

1 been re-transferred from the General Revenue Fund and the
2 Health Insurance Reserve Fund to those special funds of the
3 State. Notwithstanding any other provision of this Section, no
4 such transfer may be made from any special fund that is
5 exclusively collected by or appropriated to any other
6 constitutional officer without the written approval of that
7 constitutional officer.

8 (b) If moneys have been transferred to the General Revenue
9 Fund and the Health Insurance Reserve Fund pursuant to
10 subsection (a) of this Section, this amendatory Act of the 98th
11 General Assembly shall constitute the continuing authority for
12 and direction to the State Treasurer and State Comptroller to
13 reimburse the funds of origin from the General Revenue Fund by
14 transferring to the funds of origin, at such times and in such
15 amounts as directed by the Governor when necessary to support
16 appropriated expenditures from the funds, an amount equal to
17 that transferred from them plus any interest that would have
18 accrued thereon had the transfer not occurred. When any of the
19 funds from which moneys have been transferred pursuant to
20 subsection (a) have insufficient cash from which the State
21 Comptroller may make expenditures properly supported by
22 appropriations from the fund, then the State Treasurer and
23 State Comptroller shall transfer from the General Revenue Fund
24 to the fund only such amount as is immediately necessary to
25 satisfy outstanding expenditure obligations on a timely basis.

26 (c) (Blank). ~~On the first day of each quarterly period in~~

1 ~~each fiscal year, until such time as a report indicates that~~
2 ~~all moneys borrowed and interest pursuant to this Section have~~
3 ~~been repaid, the Governor's Office of Management and Budget~~
4 ~~shall provide to the President and the Minority Leader of the~~
5 ~~Senate, the Speaker and the Minority Leader of the House of~~
6 ~~Representatives, and the Commission on Government Forecasting~~
7 ~~and Accountability a report on all transfers made pursuant to~~
8 ~~this Section in the prior quarterly period. The report must be~~
9 ~~provided in electronic format. The report must include all of~~
10 ~~the following:~~

11 ~~(1) The date each transfer was made.~~

12 ~~(2) The amount of each transfer.~~

13 ~~(3) In the case of a transfer from the General Revenue~~
14 ~~Fund to a fund of origin pursuant to subsection (b) of this~~
15 ~~Section, the amount of interest being paid to the fund of~~
16 ~~origin.~~

17 ~~(4) The end of day balance of the fund of origin, the~~
18 ~~General Revenue Fund and the Health Insurance Reserve Fund~~
19 ~~on the date the transfer was made.~~

20 (Source: P.A. 98-682, eff. 6-30-14; 99-523, eff. 6-30-16.)

21 Section 15-40. The Military Family Interstate Compact
22 Implementation Statute Drafting Advisory Committee Act is
23 amended by changing Section 5 as follows:

24 (45 ILCS 175/5)

1 Sec. 5. Committee; created; mandate. The Military Family
2 Interstate Compact Implementation Statute Drafting Advisory
3 Committee is created as an interagency advisory committee to
4 develop a comprehensive statute to implement the Interstate
5 Compact on Educational Opportunity for Military Children, a
6 document developed by the National Military Family
7 Association. The Lieutenant Governor is the chair of the
8 Committee, which shall be composed of the following individuals
9 or agency designees:

10 (1) The Lieutenant Governor.

11 (2) The Illinois State Board of Education.

12 (3) (Blank). ~~The Department of Commerce and Economic~~
13 ~~Opportunity.~~

14 (4) The Department of Healthcare and Family Services.

15 (5) The Housing Development Authority.

16 (6) The Department of Veterans' Affairs.

17 (7) The Department of Military Affairs.

18 (8) The Department of Employment Security.

19 (9) Any other interested stakeholder, at the
20 discretion of the chair.

21 The Committee shall meet at a time and place designated by
22 the chair, but in no case shall the Committee meet less often
23 than once each month, until it has fulfilled all the
24 obligations delineated in this Act.

25 All meetings of the Committee are subject to the provisions
26 of the Open Meetings Act.

1 All proceedings of the Committee and documents produced by
2 the Committee are subject to the provisions of the Freedom of
3 Information Act.

4 The Committee shall draft and submit to the General
5 Assembly a model implementation statute and a report outlining
6 all the issues raised by the implementation by no later than
7 December 31, 2008 or within 90 days after the effective date of
8 this Act, whichever is later.

9 The Office of the Lieutenant Governor shall provide staff
10 and administrative support to the Committee.

11 (Source: P.A. 95-736, eff. 7-16-08.)

12 (110 ILCS 805/2-20 rep.)

13 (110 ILCS 805/2-25 rep.)

14 Section 15-45. The Public Community College Act is amended
15 by repealing Sections 2-20 and 2-25.

16 ARTICLE 99. EXEMPTIONS; SEVERABILITY; EFFECTIVE DATE

17 Section 99-90. The State Mandates Act is amended by adding
18 Section 8.42 as follows:

19 (30 ILCS 805/8.42 new)

20 Sec. 8.42. Exempt mandate. Notwithstanding Sections 6 and 8
21 of this Act, no reimbursement by the State is required for the
22 implementation of any mandate created by this amendatory Act of

1 the 100th General Assembly.

2 Section 99-96. No revival or extension. This Act does not
3 revive or extend any Section or Act otherwise repealed.

4 Section 99-97. Severability. The provisions of this Act are
5 severable under Section 1.31 of the Statute on Statutes.

6 Section 99-99. Effective date. This Act takes effect upon
7 becoming law.".